

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
NORTHERN DIVISION**

CAPITOL BODY SHOP, INC., ET AL.

PLAINTIFFS

V.

CIVIL ACTION NO. 3:14CV00012-CWR-FKB

**STATE FARM MUTUAL AUTOMOBILE
INSURANCE COMPANY, ET AL.**

DEFENDANTS

**THE GEICO DEFENDANTS' MOTION TO DISMISS PLAINTIFFS' ALLEGATIONS
OF SHERMAN ACT VIOLATIONS AND COUNTS 1, 4, 7 AND 8 WITH PREJUDICE
FOR FAILURE TO STATE A LEGAL CLAIM**

Pursuant to Fed. R. Civ. Proc. 12(b)(6), Defendants GEICO General Insurance Company and GEICO Indemnity Company move to dismiss the Plaintiffs' First Amended Complaint for the reasons stated in their separate memorandum brief supporting this motion.

THIS, the 26th day of June 2014.

Respectfully submitted,

GEICO GENERAL INSURANCE COMPANY
and GEICO INDEMNITY COMPANY

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By: /s/ Neville H. Boschert

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CERTIFICATE OF SERVICE

I hereby certify that I have this day electronically filed the foregoing with the Clerk of the Court using the ECF system, causing the foregoing to be served upon all parties authorized to receive such service.

THIS, the 26th day of June 2014.

/s/ Neville H. Boschert

Neville H. Boschert